

Message Text

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21

ORIGIN L-03

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DRAFTED BY L/T:JSFINCHER:RVW
APPROVED BY L/T:AWROVINE
AF/W - MR. WYGANT (DRAFT)
FFP - MR FARNHAM (SUBSTANCE)
GC/TFHA - MR. MILLER (SUBSTANCE)
----- 038341

R 030226Z JUL 75
FM SECSTATE WASHDC
TO AMEMBASSY CONAKRY

UNCLAS STATE 157139

E.O. 11652: N/A

TAGS: EAID, GV

SUBJECT: MAY 8, 1975 PL 480 TITLE I AGREEMENT FOR SALES
OF AGRICULTURAL COMMODITIES

REFS: A. CONAKRY A-39, MAY 12, 1975
B. AIDTO CIRCULAR A-487, JULY 6, 1974
C. STATE 164869, JULY 29, 1974
D. STATE 201318, SEPTEMBER 12, 1974
E. STATE 80130, APRIL 8, 1975
F. STATE 96707, APRIL 25, 1975
G. STATE 103329, MAY 5, 1975

1. DEPARTMENT HAS RECEIVED SUBJECT AGREEMENT TRANSMITTED
VIA REF. A. HOWEVER, AGREED MINUTES, MEMORANDA, AND OTHER
APPLICABLE DOCUMENTS REFERRED TO IN PARAGRAPH 3 REF. A NOT
YET RECEIVED. EMBASSY REQUESTED NOTIFY DEPARTMENT,
ATTENTION L/T, WHEN AND HOW DOCUMENTS TRANSMITTED.

2. IN CHECKING SUBJECT AGREEMENT FOR PRINTING IN TREATIES
AND OTHER INTERNATIONAL ACTS SERIES (TIAS), NUMBER OF
PROBLEMS ARISE. EMBASSY DID NOT FOLLOW ARRANGEMENT OF
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AGREEMENT SET OUT REF. B, NAMELY, PREAMBLE, PART I -

GENERAL PROVISIONS, PART II - PARTICULAR PROVISIONS, AND

PART III - FINAL PROVISIONS. RATHER, ORIGINAL AGREEMENT RECEIVED IN DEPARTMENT CONTAINED SHORT PREAMBULAR PARAGRAPH USED IN AGREEMENTS PRIOR TO CIRCULATION NEW FORMAT CONTAINED REF. B, PART II, FOLLOWED BY PREAMBLE, PART I AND PART III. DEPARTMENT BELIEVES CAREFUL RE-READING REF. B WILL CLARIFY FORMAT THAT SHOULD HAVE BEEN USED.

3. REF. B, AS AMENDED REFS. C AND D, SET FORTH NOT ONLY FORMAT FOR AGREEMENT, BUT ALSO TEXTS OF PREAMBLE, PARTS I AND III. PART II, WHICH IS TAILORED TO INDIVIDUAL COUNTRY SITUATIONS, WAS TRANSMITTED REF. E, AS AMENDED REFS. F AND G.

4. USE OF INCORRECT FORMAT WOULD IN ITSELF PRESENT CONSIDERABLE PROBLEM WITH RESPECT TO CORRECTING AGREEMENT. HOWEVER, PROOFREADING OF AGREEMENT IN DEPARTMENT REVEALS NUMEROUS TYPOGRAPHICAL ERRORS AS WELL, INCLUDING OMISSION OF ENTIRE LINES IN SEVERAL INSTANCES.

5. TWO POSSIBLE ALTERNATIVES FOLLOW:

A. EMBASSY COULD SEND NOTE TO FONOFF SETTING FORTH NUMEROUS TYPOGRAPHICAL ERRORS AND ERRORS IN FORMAT, AND REQUEST FONOFF AGREEMENT TO CORRECT ORIGINAL ENGLISH TEXT AND CORRECT FORMAT OF FRENCH TEXT TO CORRESPOND TO ENGLISH TEXT.

B. ENGLISH TEXT OF AGREEMENT COULD BE RE-TYPED, RE-SIGNED BY MINISTER TOURE AND MR. MACDONALD (WOULD HAVE TO BE SIGNED BY SAME TWO INDIVIDUALS), AND BACK-DATED TO MAY 8. IF NOT POSSIBLE TO HAVE AGREEMENT RE-SIGNED, PRESENT SIGNATURE PAGE COULD BE RE-USED, WITH DELETION OF FIGURE "8" IN DATE. (EITHER OF THESE TWO ALTERNATIVES WOULD, OF COURSE, REQUIRE REARRANGEMENT FRENCH TEXT AS WELL.)

6. IF EMBASSY FEELS ALTERNATIVE B WOULD BE PREFERABLE, DEPARTMENT WILL CONSIDER HAVING AGREEMENT RE-TYPED IN UNCLASSIFIED

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WASHINGTON.

7. DEPARTMENT WOULD APPRECIATE EMBASSY'S VIEWS ON THIS MATTER. INGERSOLL

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Message Attributes

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